

EXHIBIT K

VOLUME: I
PAGES: 1-379
EXHIBITS: 1-12

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

Case No. 3:18-cv-00197-RJC-DSC

BRUCE RHYNE and JANICE RHYNE,)
Plaintiffs,)
vs.)
UNITED STATES STEEL CORPORATION,)
et al.,)
Defendants.)

DEPOSITION OF ROBERT F. HERRICK,
Sc.D., CIH, FAIHA, called as a witness by and on
behalf of the Defendants, Chevron U.S.A., Inc., CRC
Industries, Inc., and Univar Solutions USA Inc.,
f/k/a Univar USA Inc., pursuant to the applicable
provisions of the Federal Rules of Civil Procedure,
before P. Jodi Ohnemus, RPR, RMR, CRR, CA-CSR
#13192, NH-LSR #91, MA-CSR #123193, and Notary
Public, within and for the Commonwealth of
Massachusetts, at Veritext Legal Solutions, 101
Arch Street, Suite 650, Boston, Massachusetts, on
Wednesday, November 6, 2019, commencing at 9:09
a.m.

1 Q. And then he testifies to that again. The
2 questioner asked him the same question again.

3 A. Question was "What was the name of the CRC
4 product?" And his answer was "CRC is the only one
5 I --" and then the question: "Anything beyond
6 that?" And he said, "No, sir."

7 Q. Okay. So does that refresh your
8 recollection that he testified that he could not
9 identify the CRC product that he used?

10 MR. DuPONT: Objection. Form.

11 A. I -- this is, yeah. I think this is
12 pretty, you know, that -- that was the best
13 recollection he had. He remembered CRC, but he
14 wasn't able to identify a particular brand or
15 product name.

16 Q. All right. I'll take that back. Thank
17 you.

18 Do you recall anything in the record in
19 this matter that -- withdraw that.

20 Did you see any information that Mr. Rhyne
21 ever worked with or around a Berryman product?

22 A. I -- I don't remember that coming up at
23 all. I don't recall that he mentioned that he had
24 ever used Berryman, no.

25 Q. Did you see any information in the record

1 that Mr. Rhyne ever worked with or around a 3M
2 product?

3 A. That does not ring a bell. I don't
4 remember that he mentioned that, no.

5 Q. Doctor, did you have any information about
6 the different manufacturers and suppliers of
7 solvent ingredients that may have been contained in
8 the different products that you listed in Tables 3
9 and 4?

10 MR. DuPONT: Compound.

11 A. Could you help me understand the "solvent
12 ingredients."

13 Q. Sure.

14 A. That would be, say, the manufacturer of
15 the components that were in these -- these end user
16 products?

17 Q. Yes.

18 Manufacturers or suppliers.

19 A. Uh-huh.

20 MR. DuPONT: Compound.

21 A. I don't remember -- I don't believe that I
22 had that information, no.

23 Q. Do you understand -- obviously -- well,
24 let me take that back.

25 Do you understand that each of the

1 Commonwealth of Massachusetts
2 Middlesex, ss.
3
4

5 I, P. Jodi Ohnemus, Notary Public
6 in and for the Commonwealth of Massachusetts,
7 do hereby certify that there came before me
8 on the 6th day of November, 2019, the deponent
9 herein, who was duly sworn by me; that the ensuing
10 examination upon oath of the said deponent was
11 reported stenographically by me and transcribed
12 into typewriting under my direction and control;
13 and that the within transcript is a true record of
14 the questions asked and answers given at said
15 deposition.

16 I FURTHER CERTIFY that I am neither
17 attorney nor counsel for, nor related to or
18 employed by any of the parties to the action
19 in which this deposition is taken; and, further,
20 that I am not a relative or employee of any
21 attorney or financially interested in the outcome
22 of the action.

23 IN WITNESS WHEREOF I have hereunto set my
24 hand and affixed my seal of office this
25 10th day of November, 2019, at Waltham.



26 P. Jodi Ohnemus, RPR, RMR, CRR
27 CSR, Notary Public,
28 Commonwealth
29 of Massachusetts
30 My Commission Expires:
31 3/14/2021